

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

OTIS DAVIS, SR., Individually,	§	
DOROTHY O. JACKSON, Individually,	§	
and LASANDRA TRAVIS-DAVIS,	§	
Individually and as the Administrator	§	
of the Estate of Decedent,	§	
BERTRAND SYJUAN DAVIS,	§	
	§	Civil Action No. 3:16-CV-2548-L
Plaintiffs,	§	
	§	
v.	§	
	§	
MATTHEW TERRY,	§	
	§	
Defendant.	§	

DEFENDANT MATTHEW TERRY'S EXHIBIT LIST

TO THE HONORABLE COURT:

Defendant Matthew Terry, pursuant to the Court's Fifth Amended Scheduling Order, entered on 28 January 2021 (ECF No. 96), files his exhibit list.

Defendant reserves the right to introduce additional exhibits as may be necessary for purposes of demonstration, impeachment, refreshing recollection, optional completeness, or in rebuttal of the Plaintiffs' evidence, or for any other purpose permissible under the Federal Rules of Evidence.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on June 23, 2021, I electronically filed the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the CM/ECF system which will send notification to case participants registered for electronic notice. I further certify that to the extent applicable I have served all case participants not registered for electronic notice by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

s/ Lindsay Wilson Gowin
Senior Assistant City Attorney

EXHIBIT A**DEFENDANT'S EXHIBIT LIST**

<u>DX No.</u>	<u>Description</u>	<u>Pre-Admit</u>	<u>Offered</u>	<u>Admitted</u>
1	Schematic diagram of location, 3610 Penelope Street, Dallas, Texas, displaying evidence markers and Evidence Marker Key (S. Kearney), COD 000151-153			
2	DPD Incident Detail Report, Inc. No. 15-1737917, COD 000001-5			
3	Dallas County Medical Examiner Autopsy Report for Case No. IFS-15-13854-ME, COD 000417-428			
4	Southwestern Institute of Forensic Sciences Test Report – DNA, Lab No. IFS-15-13854-0023, COD 000175-179			
5	Southwestern Institute of Forensic Sciences Test Report - Serology, Lab No. IFS-15-13854-0012, COD 000433-434			
6	Taser Download – Matthew Terry, COD000213-217			
7	Taser Download – Scott Neal, COD000207-209			
8	Taser Download – Rory Jones, COD000210-212			
9	Photo – Davis on Hospital Gurney (deceased), 100 3076			
10	Photo – Close Up of Entrance Wound, Right Chest, 100 3077			
11	Photo – Taser Prongs Embedded in Left Chest, 100 3080			
12	Photo – Burned House Interior, DSC 0062			
13	Photo – House Exterior, Front View, DSC 0103			
14	Photo – Driveway and Street View, DSC 0113			
15	Photo – Burned House Exterior, DSC 0122			
16	Photo – Burned House Exterior, DSC 0123			
17	Photo – Burned House Exterior, DSC 0128			
18	Photo – Burned House Exterior, DSC 0134			
19	Photo – Davis Car – Taped Off, DSC 0137			
20	Photo – Davis Car – Taped Off, DSC 0139			
21	Photo – Davis Car – Taped Off, DSC 0140			
22	Photo – Davis Car – Taped Off, DSC 0142			
23	Photo – Davis Car – Taped Off, DSC 0143			
24	Photo – Taser Debris on Ground By Davis Car (unmarked), DSC 0148			
25	Photo – Casing on Ground by Davis Car (unmarked), DSC 0149			
26	Photo – Close-Up, Casing on Ground by Davis Car (unmarked), DSC 0150			

27	Photo – Casing at Curb (unmarked), DSC_0152			
28	Photo – Close-Up, Casing at Curb (unmarked), DSC_0153			
29	Photo – Davis Car – View of Driver’s Seat Area, DSC_0166			
30	Photo – Davis Car – Blood Streaks on Exterior Rear Door, DSC_0168			
31	Photo – Davis Car – Blood Streaks on Exterior Rear Door (close-up), DSC_0169			
32	Photo – Evidence Markers on Driver’s Side of Davis Car, DSC_0190			
33	Photo – Marker 5 Casing (close-up), DSC_0204			
34	Photo – Marker 6 Casing (close-up), DSC_0206			
35	Photo – Davis Car – Blood Streaks on Exterior Rear Door (Markers A-C), DSC_0213			
36	Photo – Davis Car – Driver’s Side Interior, DSC_0222			
37	Photo – Davis Car – Driver’s Seat with Blood Streaks (unmarked), DSC_0225			
38	Photo – Davis Car – Inside of Front Passenger Door, DSC_0233			
39	Photo – Davis Car – Inside of Front Passenger Door, DSC_0234			
40	Photo – Davis Car – Front Passenger Area, DSC_0236			
41	Photo – Davis Car – Front Passenger Seat, DSC_0237			
42	Photo – Davis Car – Front Passenger Floor Area, DSC_0238			
43	Photo – Davis Car – Console (from passenger side), DSC_0241			
44	Photo – Davis Car – Console Area (from driver’s side), DSC_0243			
45	Photo – Marker 8 (close-up), DSC_0268			
46	Photo – Marker 11 (close-up), DSC_0279			
47	Photo – Marker 12, DSC_0280			
48	Photo – Photo – Marker 12, DSC_0281			
49	Photo – Marker 12 (close-up), DSC_0282			
50	Photo – Marker 12 (close-up), DSC_0283			
51	Photo – Davis Car – Exterior of Front Passenger Door, DSC_0285			
52	Photo – Drawer Beneath Front Passenger Seat, DSC_0293			
53	Photo – Davis’s Gun in Drawer, DSC_0294			
54	Photo – Davis’s Gun (close-up, blood smears), DSC_0297			
55	Photo – Davis’s Gun, DSC_0299			

56	Photo – Davis’s Gun – close-up of model name (Sig Sauer P230), DSC_0310			
57	Photo – Vacant Lot (view toward rear of lot), DSC_0311			
58	Photo – Vacant Lot (view toward burned house), DSC_0312			
59	Photo – Marker 15 in Vacant Lot, DSC_0314			
60	Photo – Marker 15 (close-up – keys and bag), DSC_0318			
61	Photo – Vacant Lot (view toward street), DSC_0320			
62	Photo – Marker 14 (close-up, bagged), DSC_0323			
63	Photo – Marker 17 - small pink pill on sidewalk, DSC_0329			
64	Dallas County judgment and sentencing orders, <i>State v. Davis</i> , Case No. F-0149237-Q, conviction June 15, 2001, community supervision revoked June 22, 2007.			
65	Dallas County judgment and sentencing orders, <i>State v. Davis</i> , Case No. F-0748013, conviction date June 22, 2007			
66	Dallas County judgment and sentencing orders, <i>State v. Davis</i> , Case No. F-0520344, conviction date June 22, 2007			
67	Dallas County judgment and sentencing orders, <i>State v. Davis</i> , Case No. F-0520345, conviction date June 22, 2007			
68	Dallas County judgment and sentencing orders, <i>State v. Davis</i> , Case No. F-1262452-V, conviction date June 5, 2015			
69	Dallas County judgment and sentencing orders, <i>State v. Davis</i> , Case No. F-0150539, conviction date June 15, 2001			
70	Photo – Sr. Cpl. Terry in Uniform, DSC_0002			
71	DPD General Order 901.00 Response Continuum, COD000587-588			
72	DPD General Order 906.00 Use of Deadly Force, COD000596			
73	DPD General Order 907.00 Electronic Control Weapon, COD000597-600			
74	DPD Use of Force Continuum, COD000602			
75	Steven D. Ashley Curriculum Vitae and Case List			
76	Helen Reynolds Curriculum Vitae and Case List			
77	Texas Penal Code Ch. 28			
78	Southwestern Institute of Forensic Sciences Test Report – Toxicology Analysis, Case No. IFS-15-13854-0023			
79	Audio recording of Renaldo Christian’s 911 Call (911.1 01.30.04pm)			

80	DPD “Dash-Cam” video recording (Car #D351-Officer Rice) 13:40:08-14:34:01			
81	DPD “Dash-Cam” video recording (Car #D351-Officer Rice) 14:48:31-14:49:24			
82	Video recording of interview of Lee Davis, August 27, 2015 (to be offered if witness is unavailable)			
83	Video recording of interview of Iesha Washington, August 27, 2015 (to be offered if witness is unavailable)			
84	Video recording of interview of Jeanette McDaniel, August 27, 2015 (to be offered if witness is unavailable)			
85	Video recording of interview of Renaldo Christian August 27, 2015 (to be offered if witness is unavailable)			
86	Davis’s Gun (firearm to be checked out of DPD inventory and brought to and from court by sworn officer)			